

SIEMENS

PATENT
Attorney Docket No. 2003P11480WOUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor:	F. Schmitz et al.)	Confirmation No:	1794
)		
Serial No.:	10/582,604)	Examiner:	G. Blackwell
)		
Filed:	June 9, 2006)	Group Art Unit:	2799
Title	COMPONENT WITH THERMAL BARRIER COATING AND EROSION-RESISTANT LAYER			

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed April 27, 2009, the Examiner asserts that the claims include two patentably distinct groups and requires Applicant to select for examination one of the following groups:

- Group I claims 31-48, drawn to a turbine component, and
- Group II claims 49-50, drawn to a turbine.

Applicant agrees with the Examiner's determination of patentable distinctness between each of the Groups and in response elect, without traverse, to prosecute for examination purposes the patentably distinct invention specified in **Group 1** [claims 31-48 (drawn to turbine component)]. However, Applicant urges the Examiner to **carefully reconsider** the patentable distinctness determinations made as set forth in MPEP 806.04(h) and 808.01(a) in regards to the impact on prior art references in future divisional applications.

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Please grant any extensions of time required to enter this paper. The commissioner is hereby authorized to charge any appropriate fees due in connection with this paper, including fees for additional claims and terminal disclaimer fee, or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

Dated: May 22, 2009

By: Janet D. Hood

Janet D. Hood
Registration No. 61,142
(407) 736-4234

Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin, New Jersey 08830